

Attorney's Docket No. 47144/275346

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED  
CENTRAL FAX CENTER

In re: Kirkpatrick Confirmation No.: 2926  
 Application No.: 10/807,460 Group No.: 3644  
 Filed: March 22, 2004 Examiner: Palo, Francis T.  
 For: MODULAR, PORTABLE, BOTTOMLESS PLANTER

OCT 31 2005

Mail Stop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

## PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)

1. This is a petition for an extension of time for a total period of 2 months to respond to the Restriction Requirement dated July 29, 2005.
2. Applicant is ☒ a small entity; ☐ other than a small entity.
3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):  

Total Months Requested	Fee For Other Than Small Entity	Fee for Small Entity
<input type="checkbox"/> one month	\$120.00	\$60.00
<input checked="" type="checkbox"/> two months	\$450.00	\$225.00
<input type="checkbox"/> three months	\$1,020.00	\$510.00
<input type="checkbox"/> four months	\$1,590.00	\$795.00
<input type="checkbox"/> five months*	\$2,160.00	\$1,080.00

\*Cannot be used to exceed six-month statutory limit for response to an Official Action.

☐ A check in the amount of \$ is enclosed.  
☒ Charge Deposit Account No. 16-0605 for the extension fee.  
☒ Charge Deposit Account No. 16-0605 for any fee deficiency.

Respectfully submitted,

*Meredith W. Struby*

Meredith W. Struby  
 Registration No. 54,474

11/01/2005 LWONDIM1 00000049 160605 10807460

01 FC:2252 225.00 DA

Customer No. 00826  
 ALSTON & BIRD LLP  
 Bank of America Plaza  
 101 South Tryon Street, Suite 4000  
 Charlotte, NC 28280-4000  
 Tel Atlanta Office (404) 881-7000  
 Fax Atlanta Office (404) 881-7777

## CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the US Patent and Trademark Office at Fax No. (571) 273-8300 on the date shown below.

*Larsha Richardson*  
Larsha Richardson10/31/05  
Date